

FEB 07 2013

JULIA C. DUDLEY, CLERK  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

|                              |   |                                     |
|------------------------------|---|-------------------------------------|
| FRANK IRIZARY,               | ) | CASE NO. 7:12CV00513                |
|                              | ) |                                     |
| Plaintiff,                   | ) |                                     |
| v.                           | ) | FINAL ORDER                         |
|                              | ) |                                     |
| JANET BOOTH, <u>ET AL.</u> , | ) | By: James C. Turk                   |
|                              | ) | Senior United States District Judge |
| Defendant(s).                | ) |                                     |

In accordance with the accompanying memorandum opinion, it is hereby

**ADJUDGED AND ORDERED**

that this civil action is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1),  
and this action is stricken from the active docket of the court.

ENTER: This 7<sup>th</sup> day of February, 2013.

*[Signature]*  
\_\_\_\_\_  
Senior United States District Judge